

110TH CONGRESS  
2D SESSION

# H. R. 7139

To amend titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2008

Mr. DAVID DAVIS of Tennessee (for himself, Mr. LATHAM, and Mr. JOHNSON of Illinois) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend titles XVIII and XIX of the Social Security Act with respect to the qualification of the director of food services of a Medicare skilled nursing facility or a Medicaid nursing facility.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*



1 **SECTION 1. QUALIFICATION OF DIRECTOR OF FOOD SERV-**  
2 **ICES OF A MEDICARE SKILLED NURSING FA-**  
3 **CILITY OR A MEDICAID NURSING FACILITY.**

4 (a) IN GENERAL.—Sections 1819(b)(4)(A) and  
5 1919(b)(4)(A) of the Social Security Act (42 U.S.C.  
6 1395i–3(b)(4)(A), 1396r(b)(4)(A)) are each amended by  
7 adding at the end the following: “With respect to meeting  
8 the staffing requirement imposed by the Secretary to carry  
9 out clause (iv), the full-time director of food services of  
10 the facility, if not a qualified dietitian (as defined in sec-  
11 tion 483.35(a)(2) of title 42, Code of Federal Regulations,  
12 as in effect as of the date of the enactment of this section),  
13 shall be a Certified Dietary Manager meeting the require-  
14 ments of the Certifying Board for Dietary Managers or  
15 have equivalent military or academic qualifications (as  
16 specified by the Secretary).”.

17 (b) EFFECTIVE DATE.—The amendments made by  
18 subsection (a) shall take effect on the date that is 180  
19 days after the date of enactment of this Act.

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